

REMARKS

Claims 1-19 are pending in this application. As no new matter has been added by the amendments herein, Applicants respectfully request entry of these amendments at this time.

DOUBLE PATENTING REJECTIONS

Claims 1-19 were rejected under the judicially created doctrine of obviousness-type double patenting as being obvious over claims 12-18 of U.S. Patent No. 6,132,324 ("the '324 patent") and claims 1-7 of U.S. Patent No. 6,749,789 in view of the '324 patent. Applicants submit herewith a Terminal Disclaimer in compliance with 37 C.F.R. § 1.321(c) in order to overcome the double patenting rejections.

CONCLUSION

All claims are believed to be in condition for allowance. If the Examiner believes that the present amendments still do not resolve all of the issues regarding patentability of the pending claims, Applicants invite the Examiner to contact the undersigned attorneys to discuss any remaining issues.

A Fee Sheet Transmittal is submitted herewith to pay for the Terminal Disclaimer. No other fees are believed to be due at this time. Should any fee be required, however, please charge such fee to Bingham McCutchen LLP, Deposit Account No. 50-4047, Order No. 20002.0412.

Respectfully submitted,

BINGHAM MCCUTCHEN LLP

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By: 

Stephanie D. Scruggs, Registration No. 54,432
BINGHAM MCCUTCHEN LLP
2020 K Street, NW
Washington, D.C. 20006
(202) 373-6755 Telephone
(202) 373-6001 Facsimile